

ORDINANCE NO. 128-2013

TITLE: INCOME TAX INCREASE – NOVEMBER 5, 2013 ELECTION

AN ORDINANCE PROVIDING FOR AN INCREASE TO THE BARBERTON MUNICIPAL INCOME TAX, WHICH IS NOW LEVIED AT THE RATE OF TWO PERCENT (2.0%), BY VIRTUE OF ORDINANCE 217-2000 AND CHAPTER 880 OF THE CODIFIED ORDINANCES OF BARBERTON BY ADDING ONE QUARTER OF ONE PERCENT (.25%) TO SAID BASIC INCOME TAX RATE, COMMENCING JANUARY 1, 2014 FOR THE PURPOSE OF PROVIDING FUNDS FOR ROADWAY RECONSTRUCTION AND RESURFACING OF STREETS AND ALLEYS, TO INCLUDE ANY DEBT SERVICE ON THE AFOREMENTIONED IMPROVEMENTS, AND DECLARING AN EMERGENCY.

WHEREAS, additional monies for street improvements would benefit the citizens of the City of Barberton as well as all persons that work in Barberton, visit Barberton or work and attend schools located with Barberton; and

WHEREAS, the City of Barberton has suffered revenue losses over the past five years due to a downturn in the national economy and a decrease in State funding to local governments; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Barberton, Summit County, State of Ohio, that:

SECTION 1. That Ordinance Number 49-1986, known as the basic Income Tax Ordinance of the City of Barberton, which provided for a an annual tax imposed on and after July 1, 1986, at the rate of 2.00% per annum on all taxable income, be and the same is hereby supplemented and amended to establish an increase of such rate of municipal income tax rate, by adding One Quarter of One Percent (.25%) to said basic income tax rate, commencing January 1, 2014, for law enforcement for the benefit of the citizens and occupants of the City of Barberton. Said additional revenues, if approved by the electorate shall be collected and administered in accordance with said Ordinance Number , known as the basic Income Tax Ordinance of the City of Barberton, as amended, and Chapter 880 of the Codified Ordinances of Barberton, and that nothing herein shall otherwise affect, amend, modify or repeal said basic income tax ordinance, being the 1954 Ordinance establishing income tax, nor Ordinance Number 49-1986, nor Chapter 880 of the Codified Ordinances of Barberton, except as shall pertain to an increased percentage of taxation as is hereby provided in the event the same shall be approved by the electorate.

SECTION 2. No provision of this ordinance shall in any way affect any rights or obligations of the City, any taxpayer, or any other person, official or entity, with respect to municipal income tax in effect prior to the enactment of this Ordinance.

SECTION 3. The Clerk of Council be and hereby is directed and authorized to file a certified copy of this ordinance with the Board of Elections of Summit County immediately upon the effective date of this ordinance.

SECTION 4. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting with Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were meetings opened to the public in compliance with the law.

SECTION 5. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City and for the further reason that the immediate effectiveness of this Ordinance is necessary to meet the statutory requirements to place this issue on the ballot at the November 5, 2013 general election for action by the residents of Barberton, wherefore, this Ordinance shall be in full force and effect from and immediately upon its adoption and approval by the Mayor.

Passed _____, 2013

Clerk of Council

President of Council

Approved _____, 2013

Mayor